

DSS:AAS

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

13 M 468

- - - - -X

UNITED STATES OF AMERICA

FILED UNDER SEAL

- against -

COMPLAINT & AFFIDAVIT IN
SUPPORT OF ARREST WARRANT

CHOUDRY MUHAMMAD KHALIL,

(T. 18, U.S.C., § 1001(a)(2))

Defendant,

- - - - -X

EASTERN DISTRICT OF NEW YORK, SS:

SALMAN NAQVI, being duly sworn, deposes and says that he is a Special Agent with the Federal Bureau of Investigation ("FBI"), duly appointed according to law and acting as such.

Upon information and belief, on or about and between April 27, 2012 and May 12, 2012, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendant CHOUDRY MUHAMMAD KHALIL did knowingly and willfully make materially false, fictitious and fraudulent statements and representations, in a matter within the jurisdiction of the executive branch of the Government of the United States.

(Title 18, United States Code, Section 1001(a)(2))

The source of your deponent's information and the grounds for his belief are as follows:^{1/}

^{1/} Because the purpose of this affidavit is merely to establish probable cause, I have not set forth all of the facts and circumstances of which I am aware.

1. I am a Special Agent of the FBI, duly appointed according to law and acting as such. I have been a Special Agent for approximately four-and-a-half years.

2. During my tenure with the FBI, I have participated in numerous investigations during the course of which I have (a) conducted physical and wire surveillance; (b) executed search warrants; (c) reviewed and analyzed numerous taped conversations and records; (d) debriefed cooperating individuals; (e) monitored wiretapped conversations and reviewed line sheets prepared by wiretap monitors; and (f) conducted surveillance of individuals.

3. Since the summer of 2011, the FBI has been investigating a passport fraud ring (the "Organization") operating in Pakistan, the United States, and elsewhere. The Organization manufactures high-quality counterfeit identity documents, such as international passports, driver's licenses, and U.S. work permits, that feature accurate reproductions of official holograms, stitching, and seals. The investigation has revealed that, in connection with its counterfeit identity documents operations, the Organization helps facilitate the illegal entry into the United States and Canada of numerous undocumented aliens from Pakistan and elsewhere.

4. The investigation identified Jamil Ahmed as a principal of the Organization who arranges for unlawful entry of the Organization's clients (the "Clients"), who are illegal

aliens, into the United States through the use of fraudulent identity documents manufactured by the Organization.

5. On April 7, 2012, Ahmed was arrested pursuant to a criminal complaint charging him with conspiring to produce fraudulent identification documents, in violation of 18 U.S.C. § 1028(f). On April 24, 2012, a grand jury in the Eastern District of New York returned a three-count indictment charging Ahmed with conspiracy to produce fraudulent identification documents, in violation of 18 U.S.C. § 1028(f), production of fraudulent identification documents, in violation of 18 U.S.C. § 1028(a)(1), and production of fraudulent identification documents, in violation of 18 U.S.C. § 1028(a)(1). Ahmed pleaded guilty, pursuant to a plea agreement, to a charge of conspiracy to produce fraudulent identification documents, and, on March 29, 2013, was sentenced by the Honorable Roslynn R. Mauskopf to 36 months of imprisonment. See United States v. Ahmed, 12-CR-291 (RRM).

6. The investigation has also revealed that Ahmed's brother, the defendant CHOUDRY MUHAMMAD KHALIL, is another member of the Organization. In particular, a cooperating witness, who has pleaded guilty to federal felony charges and is cooperating with the government in the hope of a reduced sentence, has identified KHALIL as a principal of the Organization who helps arrange for the illegal entry of the Clients into the United

States through the use of fraudulent identity documents manufactured by the Organization. In addition, the FBI has interviewed numerous Clients who illegally entered the United States. These Clients also identified KHALIL as a principal of the Organization.

7. The investigation remains ongoing. To date, two members of the Organization, including Ahmed, have been arrested and charged with conspiracy to produce fraudulent identity documents.

8. During the investigation, FBI agents have attempted on numerous occasions to interview the defendant CHOUDRY MUHAMMAD KHALIL. During these interviews, KHALIL made materially false, fictitious and fraudulent statements and representations.

9. For example, on or about April 27, 2012, FBI agents interviewed the defendant CHOUDRY MUHAMMAD KHALIL at his home in Queens, New York. During the interview, KHALIL initially denied any familial relationship with Ahmed. Later, after continued questioning, KHALIL admitted being a cousin of Ahmed. In fact, U.S. immigration documents prepared by KHALIL and Ahmed, respectively, reflect that they have parents with the same names. A medical records release form prepared by Ahmed at the time of his arrest also reflects that a person with KHALIL's name is

Ahmed's brother. Finally, multiple Clients have identified KHALIL as Ahmed's brother.

10. Additionally, on or about May 11, 2012, FBI agents called the defendant CHOUDRY MUHAMMAD KHALIL on the telephone and asked KHALIL if he knew the location of a Client ("Client 1"). KHALIL responded that Client 1 was not at KHALIL's residence and stated that he did not know where Client 1 was presently located. During a debriefing with Client 1 on the same date, Client 1 confirmed that he/she was in KHALIL's residence at the time that KHALIL received the above-described call from FBI agents and that KHALIL knew that Client 1 was in KHALIL's residence.

11. On May 30, 2013, FBI agents attempted to interview the defendant CHOUDRY MUHAMMAD KHALIL at his residence. KHALIL refused to answer questions about the Organization. At the time, flight records reflected that KHALIL was scheduled to fly to Houston, Texas on June 7, 2013.

12. On June 1, 2013, FBI agents received notification that the defendant CHOUDRY MUHAMMAD KHALIL had purchased a plane ticket to Lahore, Pakistan on Pakistan International Airlines departing from John F. Kennedy International Airport during the evening of June 1, 2013.


WHEREFORE, your deponent respectfully requests that the defendant CHOUDRY MUHAMMAD KHALIL be dealt with according to law and, given the risk of flight, that the arrest warrant and affidavit be sealed until the defendant has been arrested.

Salman Naqvi
Special Agent
Federal Bureau of Investigation

Sworn to before me this
__th day of June, 2013

HONORABLE LOIS BLOOM
UNITED STATES MAGISTRATE JUDGE
EASTERN DISTRICT OF NEW YORK

WHEREFORE, your deponent respectfully requests that the defendant CHOUDRY MUHAMMAD KHALIL be dealt with according to law and, given the risk of flight, that the arrest warrant and affidavit be sealed until the defendant has been arrested.



Salman Naqvi
Special Agent
Federal Bureau of Investigation

Sworn to before me this
1st day of June, 2013

HONORABLE LOIS BLOOM
UNITED STATES MAGISTRATE JUDGE
EASTERN DISTRICT OF NEW YORK